

# HB3874



## 99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

**HB3874**

by Rep. Michael Unes

### SYNOPSIS AS INTRODUCED:

820 ILCS 405/1401

from Ch. 48, par. 551

Amends the Unemployment Insurance Act to provide that interest does not accrue when an appeal is pending.

LRB099 07410 JLS 27529 b

A BILL FOR

1 AN ACT concerning employment.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Unemployment Insurance Act is amended by  
5 changing Section 1401 as follows:

6 (820 ILCS 405/1401) (from Ch. 48, par. 551)

7 Sec. 1401. Interest. Any employer who shall fail to pay  
8 any contributions (including any amounts due pursuant to  
9 Section 1506.3) when required of him by the provisions of this  
10 Act and the rules and regulations of the Director, whether or  
11 not the amount thereof has been determined and assessed by the  
12 Director, shall pay to the Department, in addition to such  
13 contribution, interest thereon at the rate of one percent (1%)  
14 per month and one-thirtieth (1/30) of one percent (1%) for each  
15 day or fraction thereof computed from the day upon which said  
16 contribution became due. After 1981, such interest shall accrue  
17 at the rate of 2% per month, computed at the rate of 12/365 of  
18 2% for each day or fraction thereof, upon any unpaid  
19 contributions which become due, provided that, after 1987, for  
20 the purposes of calculating interest due under this Section  
21 only, payments received more than 30 days after such  
22 contributions become due shall be deemed received on the last  
23 day of the month preceding the month in which they were

1 received except that, if the last day of such preceding month  
2 is less than 30 days after the date that such contributions  
3 became due, then such payments shall be deemed to have been  
4 received on the 30th day after the date such contributions  
5 became due. After the effective date of this amendatory Act of  
6 the 99th General Assembly, such interest shall not accrue after  
7 an appeal has been filed and before a final decision has been  
8 rendered.

9       However, all or part of any interest may be waived by the  
10 Director for good cause shown.

11 (Source: P.A. 97-791, eff. 1-1-13.)